REMARKS:

The Summary of the Invention has been amended to be consistent with amended claim 52.

Claims 1-51 have been canceled because of the restriction requirement without prejudice to the applicants' right to file one or more divisional applications directed to the subject matter of claims 1-51.

Responding to the Office Action, the Examiner's only basis for rejection is under section 101 (emphasis added):

However, the <u>body</u> of the claim [52] fails to recite any optimization or determining of the one or more loads of any transport vehicles.

In accordance with the Examiner's comment, claim 52 has been amended to place the recital described by the Examiner in the body of the claim.

For all the foregoing reasons, each of claims 52-78 defines patentable subject matter, and early allowance is solicited.

Date: August 12, 2004

Respectfully submitted,

Troy A Groetken Reg. No. 46,442

Attorney for Applicants

McAndrews, Held & Malloy, Ltd. 500 W. Madison, 34th Floor Chicago, IL 60661

312.775.8000